

## AGENDA

Dan Buckshi  
County Administrator



## BOARD OF SUPERVISORS

Frank R. Mecham, Vice-Chairperson, 1<sup>st</sup> District  
Bruce Gibson, Chairperson, 2<sup>nd</sup> District  
Adam Hill, 3<sup>rd</sup> District  
Caren Ray, 4<sup>th</sup> District  
Debbie Arnold, 5<sup>th</sup> District

Tuesday, November 04, 2014

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

BOARD BUSINESS

HEARINGS

CLOSED SESSION

RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

HEARINGS

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: [www.slocounty.ca.gov](http://www.slocounty.ca.gov). Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

### CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Items Set for Hearing:

1. Introduction of an ordinance implementing the County fee schedule "A" for Calendar Year 2015 and fee schedule "B" for Fiscal Year 2015-16. Hearing date set for November 25, 2014. All Districts.
2. Introduction of an amendment to the Building and Construction Ordinance, Title 19 of the County Code, changing the requirements for retrofitting of plumbing fixtures in connection with additions, remodels and new development of residential, commercial and other structures within the Los Osos Groundwater Basin. Hearing date set for November 25, 2014. District 2.
3. Introduction of an amendment to the Health and Sanitation Ordinance, Title 8 of the County Code, changing the requirements for sellers of real property within the Los Osos Groundwater Basin to retrofit plumbing fixtures with water-efficient fixtures at time of sale. Hearing date set for November 25, 2014. District 2.
4. Introduction of an amendment to the Administration and Personnel Ordinance, Title 2 of the San Luis Obispo County Code relating to the issuance of General Plan Conformity Reports consistent with Government Code Sections 65401 and 65403. Hearing date set for November 25, 2014. All Districts.

Consent Agenda - Administrative Office Items:

5. Request to approve the Board of Supervisors meeting calendar for 2015. All Districts.
6. Thirty-day update on current drought conditions and related management actions for the Board's review of the continuing need for the March 11, 2014 proclamation of local emergency pursuant to Government Code section 8630. All Districts.
7. Request to approve an employment agreement with Wade Horton as the Director of Public Works and Transportation and adopt a resolution amending the salary range for this position. All Districts.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

8. Request to approve a FY 2014-15 contract with Fulbright & Jaworski, LLP., a member of Norton Rose Fulbright, to provide Bond Counsel services; and authorize a budget adjustment in the amount of \$16,300 for Fund Center 277-Debt Service. All Districts.

Consent Agenda - Board of Supervisors Items:

9. Request to ratify a resolution recognizing the inaugural celebration of Dia de los Muertos in Mission Plaza in San Luis Obispo County. All Districts.
10. Submittal of a resolution recognizing the 10 year anniversary of the Los Padres ForestWatch in San Luis Obispo County. All Districts.
11. Request to re-appoint Kenneth W. Eberle to the Cambria Public Cemetery District. District 2.

12. Request to appoint Erin Faulkner as a District 5 representative to the Water Resource Advisory Committee. District 5.
13. Request to appoint Shirley Summers as a District 5 representative to the County Commission on Aging. District 5.
14. Request to re-appoint Second District Supervisor Bruce Gibson to serve as their representative on the CSAC Board of Directors for the 2015 Association year and Third District Supervisor Adam Hill to serve as his alternate. All Districts.
15. Request to re-appoint Ray Hopkins to the Cambria Public Cemetery District. District 2.

Consent Agenda - Clerk-Recorder Items:

16. Request to approve four re-appointments to the Coastal San Luis Resource Conservation District Board and four re-appointments to the Upper Salinas-Las Tablas Resource Conservation District Board. All Districts.

Consent Agenda - General Services Agency Items:

17. Submittal of a resolution approving the transfer of County-owned land located in Avila Beach Community Park to the Avila Beach Community Services District to accommodate expansion of the Central Coast Aquarium and acceptance of a utilities easement to provide irrigation water for the park. District 3.
18. Request to delegate authority to the Interim Airport Director or designee, to negotiate, execute and amend a Memorandum of Agreement with the Rotary Club of San Luis Obispo de Tolosa Charities regarding the construction of a viewing area at the San Luis Obispo County Regional Airport. District 3.
19. Request to approve a FY 2014-15 agreement with four (4) option years with Vanir Construction Management, Inc., (Clerk's file) in an amount not to exceed \$125,000 for the base term, to provide facility condition assessment services for County facilities. All Districts.
20. Request to approve a Streambed Alteration Agreement with the California Department of Fish and Wildlife for the Juvenile Hall Expansion located at 1065 Kansas Avenue. District 2.
21. Request to authorize the use of \$829,789 of General Fund Designation- Internal Financing and the use of an undisbursed loan in the amount of \$1,583,751 intended for the Rental Car Quick Turn Around (QTA) to provide the balance of funding necessary to pay off the Airport's \$2,413,540 Site N Hangar loan. All Districts.
22. Request to approve: 1. a First Lease Amendment for the Department of Social Services' 406 Spring Street Lease in Paso Robles and 2. a new Build-to-Suit Lease and Work Letter with James and Debra Saunders (dba J&D Properties) to provide additional office space for the Department of Social Services at 810 4th Street in Paso Robles for a period of up to 35 years. District 1.

Consent Agenda - Library Items:

23. Request to approve the New Cambria Library Second Memorandum of Understanding with the Cambria Friends of the Library, accepting its \$383,908 payment, and authorizing a \$311,896 increase to the County's Government Building Replacement Reserve and a \$72,012 increase to the Library's Facilities Planning Reserve. District 2.

Consent Agenda - Probation:

24. Submittal of a resolution authorizing the Chief Probation Officer to sign a three-year renewal Memorandum of Agreement with the Franchise Tax Board to continue participation in the Court-Ordered Debt Collection Program. All Districts.

Consent Agenda - Public Works Items:

25. Submittal of a resolution authorizing execution of the notice of completion and acceptance of construction for the 2014 Pavement Surface Treatment Various County Roads, San Luis Obispo County. Districts 1, 2, and 3.
26. Submittal of bid opening report for the Olde Towne Nipomo Park and Ride Lot, Nipomo, to award the subject contract to CalPortland Construction, the lowest responsible bidder, in the amount of \$120,906. District 4.
27. Request approval of Parcel Map CO 12-0045, a proposed subdivision resulting in 2 lots by Kim E. Aslandis, that has been received and has satisfied all the conditions of approval that were established at the public hearing on the tentative map; and act on resolutions to accept offer of dedications for additional widening of Camino Caballo and a public trail easement, Nipomo. District 4.

Consent Agenda Public Works - Board Sitting as Flood Control District:

28. Submittal of a resolution to continue emergency contracting for Nacimiento Water Pipeline repairs and authorize of the Director of Public Works to execute contracts for emergency contract work through a sole source process. All Districts.

Presentations:

29. Submittal of a resolution to recognize November as National Adoption Month in San Luis Obispo County. All Districts.
30. Request to receive and file the Adult Services Policy Council Annual Report for FY 2013-14. All Districts.
31. Submittal of a resolution proclaiming November 2014 "Thank a Veteran Month" in San Luis Obispo County. All Districts.
32. Submittal of resolutions recognizing County employees for their 30 years of service. All Districts

Public Comment Period:

33. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Board Business:

34. Submittal of a resolution commending MidAmerican Solar for a \$50,000 donation to repair the Simmler Community Building, and request to create a new maintenance project in Fund Center (FC) 200 for Simmler Community Building Repairs, and approve a budget adjustment to consolidate previously authorized funding into one project. District 5.
35. Report from the Economic Vitality Corporation (EVC) regarding its progress implementing its Economic Strategic Plan with financial support from the County and other sources. All Districts.

Hearings:

36. Hearing to consider a resolution to increase membership on the Shandon Public Cemetery District Board. District 1.
37. Hearings to consider seven proposals to establish agricultural preserves. Districts 1, 3 and 5.

Closed Session Items:

38. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION (Government Code, section 54956.9). 1. Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9. No. of potential cases: 2. 2. Initiation of litigation pursuant to paragraphs (4) of subdivision (d) of Section 54956.9. No. of potential cases: 1

CONFERENCE WITH LABOR NEGOTIATOR (Government Code, section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: 3. San Luis Obispo Government Attorney's Union; 4. SLOCEA-Trades and Crafts; 5. Deputy County Counsel's Association; 6. Sheriffs' Management; 7. SLOCPPOA; 8. Deputy Sheriff's Association; 9. DAIA; 10. SLOCPMPOA; 11. SLOCEA-Public Services, Supervisors, Clerical; 12. Unrepresented Management and Confidential Employees; and 13. ASLODS.

RECESS1:30 REPORT ON CLOSED SESSION

Hearings:

39. Hearing to consider an appeal by Avila Valley Advisory Council of the Subdivision Review Board's approval of Tentative Parcel Map CO14-0021 and Development Plan/Coastal Development Permit SUB2013-00054 to allow subdivision of a 6,000 square foot parcel into two 3,000 square foot Planned Development parcels and construction of two single family units for vacation rentals located on Colony Lane within the community of Avila Beach. District 3.

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Environmental Division of the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at [www.sloplanning.org](http://www.sloplanning.org).

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of October 30, 2014

Oceano Area

Belridge Park II, LLC Lot Line Adjustment and Tract Map with Conditional Use Permit. The Lot Line Adjustment will adjust the lot lines between two legal parcels of 43,271 and 40,799 square feet each. The adjustment will result in two parcels of 9,822 square feet and 1.7 acres each. The Lot Line Adjustment portion of the project will not result in the creation of any additional parcels. The reason for the adjustment is to provide a parcel for the existing residence that can be sold while the remainder of the site continues through tract improvements and final map portion of the subdivision process. The Tract Map/Conditional Use Permit portion of the proposal is to subdivide two existing parcels

totaling 1.92 acres into 14 parcels ranging in size from 3,548 to 12,509 square feet as a planned development. Thirteen of the resulting parcels will be developed with single family residences ranging in size from 1,200 to 1,300 square feet with 400-500 square foot attached garages. One parcel will be a private park area for the development. The project site is within the Residential Single Family land use category and within the South County (San Luis Bay Subarea) planning area in the community of Oceano. The site is currently developed with a single family residence on proposed Lot 14 (Lot 2 of the Lot Line Adjustment) which will remain on the property. The remainder of the site is undeveloped. The project is located at 1560 and 1600 South Elm Street, approximately 45 feet (west) of South Elm Street, approximately 428 feet south of the City of Arroyo Grande, within the community of Oceano. ED13-178 (SUB2013-00042)

#### Los Osos Area

Swift Minor Use Permit/Coastal Development Permit. Request by John Swift to: a) construct a new 2,340 square-foot single family residence with a 280 square-foot attached garage; b) grading to widen and extend an existing 1,700 foot long access road; c) installation of two 8,000 gallon water tanks and associated utilities; and d) conversion of an existing single family residence to farm support quarters. The proposed project would result in the disturbance of approximately 1.3 acre on a 148-acre parcel in the Agriculture land use category. The proposed project is located at 3698 Clark Valley Road, approximately one mile south of Los Osos Valley Road and two miles southeast of the Los Osos urban reserve line. The site is in the Estero planning area. ED12-213 (DRC2012-00117)